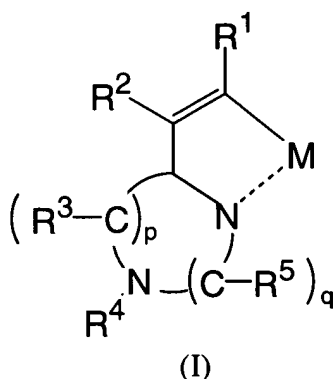


REMARKS

Claims 1-8, as amended, remain herein. Claims 1 and 3-5 have been amended. Support for the amendments may be found throughout the specification (see, e.g., original claims; partial structures (ii) and (ii') at page 7; and T¹ to T⁴ groups at page 10, lines 18-26 of the specification).

Claims 1-8 were rejected under 35 U.S.C. § 102(e) over Ma et al. U.S. Patent 6,687,266.¹

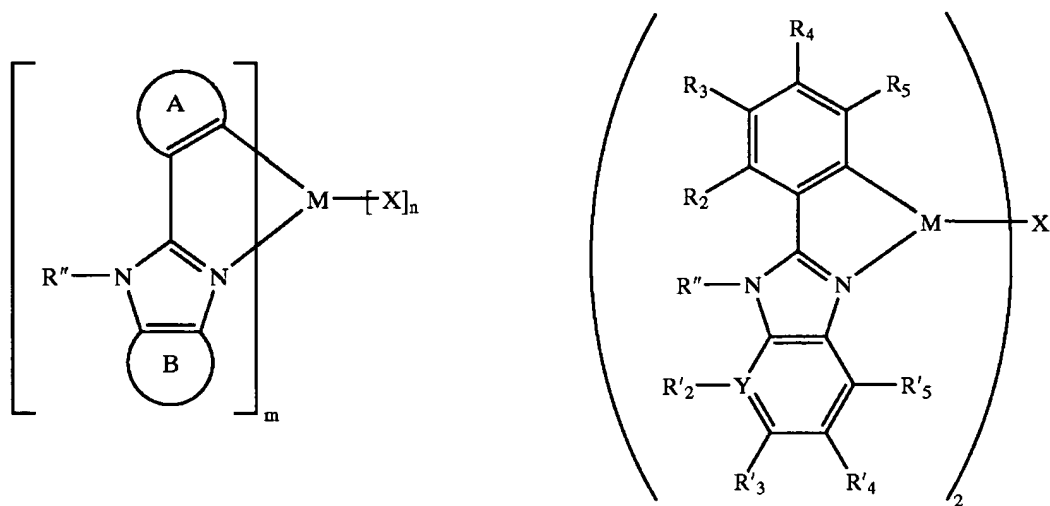
Applicants' claim 1 recites metal complex compound having a partial structure represented by the following general formula (I):



with the proviso that when p is 0 and q is 2, the plurality of R^5 do not bond to each other to form a ring structure.

Ma '266 does not disclose applicants' claimed metal complex compound. Ma discloses a material having the following structures:

¹ The Office Action states that the claims were rejected under 35 U.S.C. § 102(b) over Ma '266. However, Ma '266 does not qualify as prior art under 35 U.S.C. § 102(b). Ma was published on February 3, 2004, less than one year before the July 21, 2004 PCT filing date of this application. This rejection is treated as a rejection under 35 U.S.C. § 102(e).



See Ma '266 at Abstract and column 11, lines 9-30. Thus, in Ma '266, p is 0 and q is 2 but B, which is an aryl ring, forms a ring structure unlike the plurality of applicants' R⁵ groups.

Thus, Ma '266 does not disclose all elements of applicants' claims, and therefore is not a proper basis for a rejection under 35 U.S.C. § 102(e).

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For the foregoing reasons, all claims 1-8 are now fully in condition for allowance, which is respectfully requested. The PTO is hereby authorized to charge or credit any necessary fees to Deposit Account No. 19-4293. Should the Examiner deem that any further amendments would be desirable in placing this application in even better condition for issue, he is invited to telephone Applicant's undersigned representative.

Respectfully submitted,

STEPTOE & JOHNSON LLP

Date: May 14, 2008

Houda MORAD

Roger W. Parkhurst
Reg. No. 25,177
Houda Morad
Registration No. 56,742

STEPTOE & JOHNSON LLP
1330 Connecticut Ave., N.W.
Washington, D.C. 20036
Tel: (202) 429-3000
Fax: (202) 429-3902